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Attorneys for Counter-Defendants
 MAXLINEAR, INC. and MAXLINEAR
 COMMUNICATIONS LLC

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

ENTROPIC COMMUNICATIONS,
 LLC,

Plaintiff,

v.

DISH NETWORK CORPORATION,
et al.,

Defendants.

DISH NETWORK CORPORATION;
 DISH NETWORK L.L.C.; DISH
 NETWORK SERVICE L.L.C.; DISH
 NETWORK CALIFORNIA SERVICE
 CORPORATION; AND DISH
 TECHNOLOGIES, L.L.C.,

Counter-Claimants,

v.

ENTROPIC COMMUNICATIONS,
 LLC; MAXLINEAR, INC.; AND
 MAXLINEAR COMMUNICATIONS
 LLC,

Counter-Defendants.

Case No. 2:23-cv-1043-JWH-KES
 (Lead Case)

**MAXLINEAR, INC. AND
 MAXLINEAR
 COMMUNICATIONS LLC'S
 OPPOSITION TO DISH
 NETWORK CORPORATION,
 DISH NETWORK L.L.C., DISH
 NETWORK SERVICE L.L.C.,
 AND DISH NETWORK
 CALIFORNIA SERVICE
 CORPORATION'S MOTION FOR
 EXTENSION OF CLAIM
 CONSTRUCTION SCHEDULE**

Judge: Hon. John W. Holcomb

Date: April 5, 2024

Time: 9:00 a.m.

Place: Courtroom 9D, Santa Ana

1 MaxLinear, Inc. and MaxLinear Communications LLC (collectively,
2 “MaxLinear”) oppose DISH Network Corporation, DISH Network L.L.C., Dish
3 Network Service L.L.C., and Dish Network California Service Corporation’s
4 (collectively, “Dish”) Motion for Extension of Claim Construction Schedule (ECF
5 No. 401).

6 MaxLinear is not a party to the underlying action. Dish filed counterclaims
7 against MaxLinear in response to Plaintiff Entropic Communications, LLC
8 (“Entropic”) suing certain Dish entities for patent infringement. MaxLinear has
9 moved to dismiss those counterclaims. Dish’s motion, in effect, seeks a stay of
10 Entropic’s infringement claims while allowing Dish’s counterclaims against
11 MaxLinear to move forward. Dish should not be allowed to reorder this litigation
12 to delay its potential liability while litigating only its counterclaims. It also risks
13 inconsistency and inefficiency, should a ruling on Entropic’s infringement claims
14 eventually moot or otherwise negate Dish’s counterclaims. Dish is inviting the
15 Court to create more work for itself.

16 Therefore, the Court should deny Dish’s Motion. In the alternative, to the
17 extent the Court grants any continuance of claim construction proceedings, it
18 should also stay Dish’s counterclaims against MaxLinear, including any discovery,
19 pending claim construction. Ensuring that the case schedule applies equally across
20 the board would not only be more equitable, but it would also promote judicial
21 economy and preserve judicial resources. *See, e.g., Am. GNC Corp. v. LG Elecs.*
22 *Inc.*, 2018 WL 1250876, at *2 (S.D. Cal. Mar. 12, 2018) (granting a stay of *all*
23 proceedings, opposed to a partial stay as to two patents, because it would simplify
24 proceedings).

1 Dated: March 15, 2024

MORRISON & FOERSTER LLP

2
3 By: /s/ Bita Rahebi

4 Bita Rahebi

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21 MAXLINEAR

COMMUNICATIONS LLC

CERTIFICATE OF COMPLIANCE

The undersigned, counsel of record for Counter-Defendants MAXLINEAR, INC. and MAXLINEAR COMMUNICATIONS LLC, certifies that this brief contains 245 words, which complies with the word limit of L.R. 11-6.1.

Dated: March 15, 2024

By: /s/ Bita Rahebi
Bita Rahebi

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